BILL NO. S-88-05-30

SPECIAL ORDINANCE NO. S-81-88

AN ORDINANCE approving the awarding of Reference #845 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Tri State Plumbing and Electrical Supply Co. for the Street Light Engineering Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #845 between the City of Fort Wayne, by and through its Department of Purchasing and Tri State Plumbing and Electrical Supply Co. for the Street Light Engineering Department, respectfully for:

> the purchase of 58,000 feet 2/C #6 copper tray cable flat in 3,000 foot reels for the Street Light Engineering Department;

involving a total cost of Twenty-Six Thousand Two Hundred Fifty and 80/100 Dollars ($26,250.80), all as more particularly set forth in said Reference #845 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay

J. Timothy McCaulay, City Attorney

BID REFERENCE #845
OPENS: MAY 10, 1988 AT 11:00
COPPER TRAY CABLE
STREET LIGHT WAREHOUSE

TRI STATE	CLIFFORD	TW COMMU	SHANNON
$26,250.80 FIRM FOR 90 DAYS	$32,248.00 +/- 10% EACH LENGTH	$28,205.40	$30,914.00
NOT STATED	$1.04 LB.	$1.06 LB.	$1.04 LB.
8-10 WEEKS DEL	12-14 WEEKS DEL	60-75 DAYS	12-14 WEEKS DEL
FOB: FTW	FOB: FTW	FOB: FTW	FOB: FTW

ALTERNATE:

$23,751.00 NOT FIRM

$ .97 LB.

2.
(Front Page)

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASING
ONE MAIN STREET - ROOM 350
FORT WAYNE, INDIANA 46802

BID REFERENCE # 845

DATE April 18, 1988

DUE DATE Tuesday, May 10, 1988 AT 11:00 A.M.

Department receiving bid items Street Light Warehouse
1703 So. Lafayette Street
Fort Wayne, IN 46803

Bid Bond Required NO ____ YES X AMOUNT 5%

Performance Bond Required NO X YES ____ AMOUNT ____

Affirmative Action -On file with the City of Fort Wayne ✓
- Attached to this document ____

Prompt payment discounts will be allowed as follows: ~~0~~ %
if paid within 30 days.

The City of Fort Wayne is exempt from Federal excise and Indiana State Sale Tax. The City's Indiana Sales Tax Exemption Certificate number is 356-001-255 0013, prices should not include these taxes.

The execution hereof by the bidder is acceptance of all terms and conditions herein and in that regard the bidder agrees to be bound by same and be bound to the amount of his/her bid for a period of ninety (90) days.

X Tri-State Plmb & Elect Supply Co. Inc
Name of Company

by Andrew Gluck (signature) Vice President Agent

Address 1120 Taylor St.

City Fort Wayne, In 46802

FORT WAYNE WHERE AMERICA WORKS

(e) Complete (1) and (2) below if participation goals of 15% MBE and 12% WBE have not been met:

1. My Company cannot meet the participation goals for the following reasons: Do not Know of a Supplier meeting the requirements

2. We have taken the following steps in an attempt to comply with these participation goals: Looking for Supplier that meets requirements

_____ Contractor	Tri-State Plmb & Elect Supply Co, Inc Contractor
By _____	By Aaron M. Glock
Its _____	Its Vice President

☐ 12. Performance Bond. The successful bidder, at the time of signing the contract will be required, at his own expense, to furnish a bond guaranteeing faithful execution of the contract, in full amount of the contract price, executed by the bidder and a surety company admitted to do business in Indiana, on the bond form provided or approved by the City. The Performance Bond shall contain the following clause: "The said Surety, for value received, hereby stipulates and agrees, that no change, extension of the time, alteration or addition to the terms of the contract or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation on this bond, and it does hereby waive notice of any change, extension of time, alteration or addition to the terms of the contract, or to the work or specification.

☒ 13. Councilmanic Approval and Ratification of Contract. This agreement, although executed on behalf of the City by the Mayor and the Purchasing Agent shall not be binding upon the City unless and until the contract has been ratified and approved by the Common Council of the City of Fort Wayne, Indiana. If the Common Council fails to approve the contract within ninety days after the date of bid opening, then the contractor shall not be bound to the contract unless he/she/it elects to be so bound.

BID REFERENCE #845

Copper Tray Cable

58,000 FEET **2/C #6 COPPER TRAY CABLE FLAT**

IN 3000 FOOT REELS $ 452.60/m

Firm Pricing for 90 days.

PRICE IS BASED ON _____LB.

FOR COPPER

DELIVERY TIME: 8-10 Weeks Approx ARO

FOB: Your Dock

PRICES ARE TO BE KEPT FIRM FOR 90 DAYS

AFTER OPENING OF BIDS

Voluntary Alternate:

58,000 Feet 2/c #6 Copper Tray Cable Flat
In 3,000 Foot Reels. $409.50/m

Price is based on $.97 Lb.
For Copper.

This Alternate is not firm pricing, but will fluctuate on the price per Lb. of Copper. The actual cost at time of order would be proportunate to the cost of copper at time of order.

General Bid Form
Form Prescribed by State Board of Accounts
D. H. Goble Co., Greenfield, Indiana

Revised Form No. 95 (1964)

BID, OFFER OR PROPOSAL

on

MATERIAL OR MATERIALS, EQUIPMENT, GOODS OR SUPPLIES

Fort Wayne, Indiana, May 10, 19 88

To Director of Purchases, City of Fort Wayne, Indiana
(State name official position and municipality)

Pursuant to notices given, the undersigned proposes to furnish the material or materials, equipment, goods or supplies as per said notices and specifications now on file in the office of Department of Purchases, Director, City of Fort Wayne, Indiana
(state name official position and municipality)

and as per copy thereof, hereto attached, or as described herein for the following amounts:

(State the class or item number or an exact description of the material or materials, equipment, goods or supplies to be furnished and amount of bid on each article.)

Class or Item	Quantity	Unit	Quality — Description	Unit Price	Amount
	58,000	FT	2/c #6 Copper Tray Cable Flat IN 3,000' Reels Firm Pricing for 90 Days	452.60/M	26,250.80
			Voluntary Alternate:		
	58,000	FT	2/c #6 Copper Tray Cable Flat IN 3,000' Reels based on $.97 Lb copper This Alternate is not Firm pricing, but will fluctuate on the price per Lb. of copper. The actual cost at time of order would be proportunate to the cost of copper at time of order.	409.50/M	23,751.00

IF MORE SPACE IS NEEDED—ATTACH SEPARATE SHEET

2.
(Front Page)

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASING
ONE MAIN STREET - ROOM 350
FORT WAYNE, INDIANA 46802

BID REFERENCE # 845

DATE April 18, 1988

DUE DATE Tuesday, May 10, 1988 AT 11:00 A.M.

Department receiving bid items Street Light Warehouse
1703 So. Lafayette Street
Fort Wayne, IN 46803

Bid Bond Required NO ____ YES X AMOUNT 5%

Performance Bond Required NO X YES ____ AMOUNT ____

Affirmative Action -On file with the City of Fort Wayne____
- Attached to this document____

Prompt payment discounts will be allowed as follows: ____%
if paid within ____ days. NET 30 DAYS

The City of Fort Wayne is exempt from Federal excise and Indiana State Sale Tax. The City's Indiana Sales Tax Exemption Certificate number is 356-001-255 0013, prices should not include these taxes.

The execution hereof by the bidder is acceptance of all terms and conditions herein and in that regard the bidder agrees to be bound by same and be bound to the amount of his/her bid for a period of ninety (90) days.

X CLIFFORD INC
Name of Company

by Martha McKinney Agent
(signature)

Address P.O. Box 51

City BETHEL VT 05032

FORT WAYNE WHERE AMERICA WORKS

(e) Complete (1) and (2) below if participation goals of 15% MBE and 12% WBE have not been met:

1. My Company cannot meet the participation goals for the following reasons: THE MANUFACTURER'S OF THIS PRODUCT FOR WHOM WE DISTRIBUTE DO NOT QUALIFY
2. We have taken the following steps in an attempt to comply with these participation goals: CHECKED ALL OUR SUPPLIERS OF THIS PRODUCT

CLIFFORD INC
Contractor

By Patricia Goon

Its SALES MANAGER

CLIFFORD INC
Contractor

By Martha McKinney

Its SALES MANAGER
(MUNICIPAL)

☐ 12. Performance Bond. The successful bidder, at the time of signing the contract will be required, at his own expense, to furnish a bond guaranteeing faithful execution of the contract, in full amount of the contract price, executed by the bidder and a surety company admitted to do business in Indiana, on the bond form provided or approved by the City. The Performance Bond shall contain the following clause: "The said Surety, for value received, hereby stipulates and agrees, that no change, extension of the time, alteration or addition to the terms of the contract or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation on this bond, and it does hereby waive notice of any change, extension of time, alteration or addition to the terms of the contract, or to the work or specification.

☒ 13. Councilmanic Approval and Ratification of Contract. This agreement, although executed on behalf of the City by the Mayor and the Purchasing Agent shall not be binding upon the City unless and until the contract has been ratified and approved by the Common Council of the City of Fort Wayne, Indiana. If the Common Council fails to approve the contract within ninety days after the date of bid opening, then the contractor shall not be bound to the contract unless he/she/it elects to be so bound.

BID REFERENCE #845

Copper Tray Cable

58,000 FEET 2/C #6 COPPER TRAY CABLE FLAT

IN 3000 FOOT REELS $ 556.00/M'
± 10% EACH LENGTH $ 32,248.00

PRICE IS BASED ON 1.04 LB.

FOR COPPER

DELIVERY TIME: 12-14 WEEKS ARO

FOB: FORT WAYNE

PRICES ARE TO BE KEPT FIRM FOR 90 DAYS

AFTER OPENING OF BIDS

General Bid Form
Form Prescribed by State Board of Accounts
D. H. Goble Co., Greenfield, Indiana

Revised Form No. 95 (1964)

BID, OFFER OR PROPOSAL

on

MATERIAL OR MATERIALS, EQUIPMENT, GOODS OR SUPPLIES

Bethel, Vermont XXXXXX Indiana May 6, 19 88

To City of Fort Wayne, Indiana
State name official position and municipality

Pursuant to notices given, the undersigned proposes to furnish the material or materials, equipment, goods or supplies as per said notices and specifications now on file in the office of .....

.....
state name official position and municipality

and as per copy thereof, hereto attached, or as described herein for the following amounts:

(State the class or item number or an exact description of the material or materials, equipment, goods or supplies to be furnished and amount of bid on each article.)

Class or Item	Quantity	Unit	Quality — Description	Unit Price	Amount
	58000	FT	COPPER TRAY CABLE 2C6	.556	32,248.00

IF MORE SPACE IS NEEDED—ATTACH SEPARATE SHEET

2.
(Front Page)

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASING
ONE MAIN STREET - ROOM 350
FORT WAYNE, INDIANA 46802

BID REFERENCE # 845

DATE April 18, 1988

DUE DATE Tuesday, May 10, 1988 AT 11:00 A.M.

Department receiving bid items Street Light Warehouse
1703 So. Lafayette Street
Fort Wayne, IN 46803

Bid Bond Required NO ____ YES X AMOUNT 5%

Performance Bond Required NO X YES ____ AMOUNT ____

Affirmative Action -On file with the City of Fort Wayne ____
- Attached to this document ____

Prompt payment discounts will be allowed as follows: 0 %
if paid within 30 days.

The City of Fort Wayne is exempt from Federal excise and Indiana State Sale Tax. The City's Indiana Sales Tax Exemption Certificate number is 356-001-255 0013, prices should not include these taxes.

The execution hereof by the bidder is acceptance of all terms and conditions herein and in that regard the bidder agrees to be bound by same and be bound to the amount of his/her bid for a period of ninety (90) days.

X TW COMMUNICATION CORP
Name of Company

by Gary Martelli Agent
(signature)

Address 81 Executive Blvd

City Farmingdale, NY 11735

FORT WAYNE WHERE AMERICA WORKS

BID REFERENCE #845

Copper Tray Cable

58,000 FEET **2/C #6 COPPER TRAY CABLE FLAT**
IN 3000 FOOT REELS **$** 0.4863/ft

PRICE IS BASED ON 1.06 **LB.**
FOR COPPER

DELIVERY TIME: 60-75 days

FOB: Ft. Wayne, IN

PRICES ARE TO BE KEPT FIRM FOR 90 DAYS
AFTER OPENING OF BIDS

(e) Complete (1) and (2) below if participation goals of 15% MBE and 12% WBE have not been met:

1. My Company cannot meet the participation goals for the following reasons: There are no mfgrs who meet these requirements that make the cable specified

2. We have taken the following steps in an attempt to comply with these participation goals: we have contacted 12 different manufacturers in an attempt to locate one who does

GM 5/9

TW Common Corp
Contractor

By Joseph Albert
Its Director of Purchasing
JMA 5/9/88

TW Comcorp
Contractor

By Gary Martellucci
Its Sales Manager.

☐ 12. Performance Bond. The successful bidder, at the time of signing the contract will be required, at his own expense, to furnish a bond guaranteeing faithful execution of the contract, in full amount of the contract price, executed by the bidder and a surety company admitted to do business in Indiana, on the bond form provided or approved by the City. The Performance Bond shall contain the following clause: "The said Surety, for value received, hereby stipulates and agrees, that no change, extension of the time, alteration or addition to the terms of the contract or to the work to be performed thereunder, or the specifications accompanying the same, shall in any way affect its obligation on this bond, and it does hereby waive notice of any change, extension of time, alteration or addition to the terms of the contract, or to the work or specification.

☒ 13. Councilmanic Approval and Ratification of Contract. This agreement, although executed on behalf of the City by the Mayor and the Purchasing Agent shall not be binding upon the City unless and until the contract has been ratified and approved by the Common Council of the City of Fort Wayne, Indiana. If the Common Council fails to approve the contract within ninety days after the date of bid opening, then the contractor shall not be bound to the contract unless he/she/it elects to be so bound.

2.
(Front Page)

CITY OF FORT WAYNE

DEPARTMENT OF PURCHASING
ONE MAIN STREET - ROOM 350
FORT WAYNE, INDIANA 46802

BID REFERENCE # 845

DATE April 18, 1988

DUE DATE Tuesday, May 10, 1988 AT 11:00 A.M.

Department receiving bid items Street Light Warehouse
1703 So. Lafayette Street
Fort Wayne, IN 46803

Bid Bond Required NO ____ YES X AMOUNT 5%

Performance Bond Required NO X YES ____ AMOUNT ____

Affirmative Action -On file with the City of Fort Wayne Shannon W/C is a Small Business
- Attached to this document ____

Prompt payment discounts will be allowed as follows: ____%
if paid within ____ days.

The City of Fort Wayne is exempt from Federal excise and Indiana State Sale Tax. The City's Indiana Sales Tax Exemption Certificate number is 356-001-255 0013, prices should not include these taxes.

The execution hereof by the bidder is acceptance of all terms and conditions herein and in that regard the bidder agrees to be bound by same and be bound to the amount of his/her bid for a period of ninety (90) days.

X Shannon Wire & Cable Inc.
Name of Company
by John J. Shannon Pres. Agent
(signature)
Address 86 Lackawanna Ave
City West Paterson NJ 07424

FORT WAYNE WHERE AMERICA WORKS

BID REFERENCE #845

Copper Tray Cable

533.00 PER M FT.

58,000 FEET 2/C #6 COPPER TRAY CABLE FLAT

IN 3000 FOOT REELS TOTAL $ 30,914.00

PER SAMPLE FORWARDED TO US! SEE FROM 95

PRICE IS BASED ON 1.04 LB.

FOR COPPER

DELIVERY TIME: 12 to 14 WKS. ARO

FOB: FRT. Prepd and Allowed !!!

PRICES ARE TO BE KEPT FIRM FOR 90 DAYS

AFTER OPENING OF BIDS

SCHEDULE

The contractor agrees to furnish at his/her/its own cost all labor, insurance, materials, equipment, and power for the complete performance of the projects.

All work will be performed in accordance with: the IFB, this contract and the applicable plans, specifications, and drawings for a TOTAL PRICE $30,914.00. (if unit prices are applicable, the contractor agrees to perform for those unit prices as set forth in the Schedule of Unit Prices attached hereto.) The supplies shall be delivered as follows: 533.00/mnt.

_____

_____

_____

☐ Liquidated Damages Provision This clause will be applicable to this contract if the box contains a checkmark or an "X", or if required in specifications.

LIQUIDATED DAMAGES IN TIME OF PERFORMANCE

Actual damages for delays in completion are impossible to determine. Accordingly and as part of the consideration to enter into this transaction, the contractor agrees to be liable for also to pay to the City of Fort Wayne the sum of $_____ a day as liquidated damages for each calendar day of delay past the stipulated date of completion as shown on the Request for Quotation, Contract or Purchase Order; Whichever may apply. This payment shall not limit the Citys' right to collect other damages.

Any claim for an extension of the date of completion shall be based on a written notice/request delivered to the owner within 5 days of the occurance of the event giving rise/to the claim.

Time of completion may only be altered by written approval from the owner.

It is hereby agreed by and between the City of Fort Wayne and contractor that time is of essence of this agreement and the contractor agrees that it will complete the project as herein that it is a business and governmental necessity that the project be completed by this date. The parties agree that in the event the project is not completed by this date that it will be difficult or impossible to make an accurate

General Bid Form
Form Prescribed by State Board of Accounts
D. H. Goble Co., Greenfield, Indiana

Revised Form No. 95 (1964)

BID, OFFER OR PROPOSAL

on

MATERIAL OR MATERIALS, EQUIPMENT, GOODS OR SUPPLIES

.....Indiana....., 19.....

To .....
State name official position and municipality

Pursuant to notices given, the undersigned proposes to furnish the material or materials, equipment, goods or supplies as per said notices and specifications now on file in the office of.....

.....
state name official position and municipality

and as per copy thereof, hereto attached, or as described herein for the following amounts:

(State the class or item number or an exact description of the material or materials, equipment, goods or supplies to be furnished and amount of bid on each article.)

Class or Item	Quantity	Unit	Quality — Description	Unit Price	Amount
			Bid REF: 845	$	$
	58,000	FT.	2/C #6 Copper TRAY CABLE FLAT in 3000 ft. Reels	.533 Ft	30,914.00
			* PER: Spec Sample SENT ME.		

IF MORE SPACE IS NEEDED—ATTACH SEPARATE SHEET

General Bid Form
Form Prescribed by State Board of Accounts
D. H. Goble Co., Greenfield, Indiana

Revised Form No. 95 (1964)

BID, OFFER OR PROPOSAL

on

MATERIAL OR MATERIALS, EQUIPMENT, GOODS OR SUPPLIES

.....Indiana....., 19.....

To .....
State name official position and municipality

Pursuant to notices given, the undersigned proposes to furnish the material or materials, equipment, goods or supplies as per said notices and specifications now on file in the office of.....

.....
state name official position and municipality

and as per copy thereof, hereto attached, or as described herein for the following amounts:

(State the class or item number or an exact description of the material or materials, equipment, goods or supplies to be furnished and amount of bid on each article.)

Class or Item	Quantity	Unit	Quality — Description	Unit Price	Amount
	58,000	FT.	Bid REF: 845 2/C #6 Copper TRAY CABLE FLAT in 3000 ft. Reels	$ .533 Ft	$ 30,914.00

Per Sample you sent us!

#

BLE #6 2/C TYPE TC THHN OR THWN 600V (UL)

IF MORE SPACE IS NEEDED—ATTACH SEPARATE SHEET

Read the first time in full and on motion by Burns, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference ~~Room~~ 128, ~~City-County~~ Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 5-24-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Stier, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	7			2
BRADBURY				✓
BURNS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
REDD	✓			
SCHMIDT	✓			
STIER				✓
TALARICO	✓			

DATED: 6-14-88

Nadyla Eskew
SANDRA E. ~~KENNEDY, CITY CLERK~~ Deputy

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ (APPROPRIATION) ~~(GENERAL)~~ (SPECIAL) (~~ZONING~~ MAP) ORDINANCE ~~RESOLUTION~~ NO. S-81-88 on the 14th day of June, 1988,

ATTEST

Nadyla Eskew
SANDRA E. ~~KENNEDY~~, CITY CLERK Deputy

SEAL

Thomas P. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of June, 1988, at the hour of 11:30 o'clock A.M.,E.S.T.

Nadyla Eskew
~~SANDRA E. KENNEDY, CITY~~ CLERK Deputy

Approved and signed by me this 17th day of June, 1988, at the hour of 11:40 o'clock A.M.,E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

DIGEST SHEET

S-88-05-30

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE:

An ordinance approving the award of Reference No. 845 with respect to the purchase of 58,000 feet 2/C #6 copper tray cable flat in 3,000 foot reels for Street Light Engineering Department. Cost of the copper tray cable reflects the lowest cost to the City of four (4) bidders.

EFFECT OF PASSAGE:

To have acceptable stock in inventory at the lowest price available, thus benefiting the citizens of Fort Wayne using our public streets.

EFFECT OF NON-PASSAGE:

Price of copper is expected to climb, thus forcing a higher purchase price in the future.

MONEY INVOLVED

Tri State Plumbing & Electrical Co. $26,250.80

SOURCE OF FUNDING:

Street Light Engineering Department
512-503-E154-4299
Other materials & supplies
$256,700.59

ASSIGNED TO COMMITTEE:

BILL NO. S-88-05-30

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving the awarding of Reference #845 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and Tri State Plumbing and Electrical Supply Co., for the Street Light Engineering Department

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

YES		NO
	PAUL M. BURNS CHAIRMAN	
	CHARLES B. REDD VICE CHAIRMAN	
	MARK E. GiaQUINTA	
	SAMUEL J. TALARICO	
	JAMES S. STIER	

CONCURRED IN 6-14-88.

Sandra E. Kennedy
Sandra E. Kennedy
City Clerk